

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the matter of	)	
	)	
Amendment of Section 73.202(b)	)	MB Docket No. 05-228
FM Table of Allotments,	)	RM-11255
FM Broadcast Stations.	)	
(Kiowa, Kansas)	)	
	)	

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: March 28, 2007****Released: March 30, 2007**

By the Assistant Chief, Audio Division, Media Bureau:

1. The Audio Division has before it a *Notice of Proposed Rulemaking*<sup>1</sup> issued at the request of Charles Crawford, ("Petitioner") requesting the allotment of Channel 233A at Kiowa, Kansas, as the community's second local FM transmission service. Petitioner did not file comments reiterating its continuing interest in applying for Channel 233A at Kiowa. No other comments or counterproposals were received.

2. As stated in the Notice, a showing of continuing interest is required before a channel will be allotted. It is the Commission's policy to refrain from making an allotment to a community absent an expression of interest. Therefore, since no such continuing interest has been expressed for an allotment at Kiowa, Kansas, we will dismiss Petitioner's proposal.

3. This document is not subject to the Congressional Review Act. (The Commission, is, therefore, not required to submit a copy of this Report and Order to Government Accountability Office, pursuant to the Congressional Review Act, *see* 5 U.S.C. Section 801(a)(1)(A) because the proposed rule is dismissed.)

4. In view of the above, IT IS ORDERED That the Petition for Rule Making filed by Charles Crawford (MB Docket No. 05-228, RM-11255), requesting the allotment of Channel 233A at Kiowa, Kansas, IS DISMISSED.

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

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<sup>1</sup> See *Kiowa, Kansas*, 20 FCC Rcd 12173 (MB 2005).

6. For further information concerning this proceeding, contact Helen McLean, Media Bureau, (202) 418-2738.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos  
Assistant Chief  
Audio Division  
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